

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT

In accordance with the Americans with Disabilities Act the following services are available to members of our community who require special assistance to participate in City Council and Redevelopment Agency meetings. If you require, American Sign Language interpreters, a reader during the meeting, and/or large print agendas, to make arrangements, please call: **Office of the City Clerk (714) 536-5227**.

To make arrangements for an assisted listening system (ALD) for the hearing impaired, please contact: the **Sergeant at Arms (714) 536-5693** or the **City Clerk (714) 536-5227**.

72 hours prior notification will enable the city to make reasonable arrangements to ensure accessibility to a meeting.

ACTION AGENDA
CITY COUNCIL/REDEVELOPMENT AGENCY
CITY OF HUNTINGTON BEACH

MONDAY, MAY 20, 2002

5:00 P.M. – Council Chambers

7:00 P.M. - Council Chambers

Civic Center, 2000 Main Street

Huntington Beach, California 92648

5:00 P.M. – Council Chambers

Call City Council/Redevelopment Agency Meeting to Order

Roll Call Green, Dettloff, Bauer, Cook, Houchen, Winchell, Boardman

Present (Bauer, Houchen arrived 5:05 p.m.)

Public Comments Regarding Study Session and Closed Session Agenda Items

None

(City Council/Redevelopment Agency) Study Session –City Council, Staff and Conference and Visitors Bureau Representatives to Discuss Market Strategy for Transition of Huntington Beach from a Daytime to an Overnight Destination Resort (460.10)

The City Administrator and representatives from the Conference and Visitors Bureau will discuss the transitioning of the City from a daytime to an overnight destination resort.

****A PowerPoint presentation titled *Huntington Beach's Rise from a Daytime to Overnight Destination* is included in the agenda packet.**

(1) Steve Daniel, Chair, Conference and Visitors Bureau;
(2) John Gilbert, Hilton Hotel Manager, (3) Doug Traub,
President/CEO of CVB; and (4) Bob Wentworth, Director of Sales and
Marketing, Hyatt Regency presented PowerPoint slide report.

**COMPUTER INTERNET ACCESS TO CITY COUNCIL/REDEVELOPMENT AGENCY
AGENDAS IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS**

<http://www.ci.huntington-beach.ca.us>

Call Closed Session of City Council/Redevelopment Agency
Approved 7-0

Recommended Action: Motion to recess to Closed Session on the following items:

(City Council) Closed Session – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the city is a party. The titled of the litigation is **Russell Reinhart v. City of Huntington Beach, et al.**; U.S. District Court Case No. SACV 01-0055. Subject: **Russell Reinhart v. City of Huntington Beach, et al.** (120.80)

(City Council) Closed Session – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the city is a party. The title of the litigation is **Opp v. City of Huntington Beach**, Court of Appeals, Fourth Appellate District, Division 3, Case No. G025947 (Opp I) and **Opp v. City of Huntington Beach, et al; al.**; Orange County Superior Court Case No. 748927 (Opp II). Subject: **Opp v. City of Huntington Beach, et al. (Opp I and Opp II).** (120.80)

(City Council) Closed Session – Pursuant to Government Code Section 54957.6 to meet with its designated representatives, Agency Negotiators: William Workman, Assistant City Administrator; and Clay Martin, Director of Administrative Services Director; regarding **labor relations matters – meet and confer** with the following employee organization: **HBPOA.** (120.80)

The City Council and the Redevelopment Agency of the City of Huntington Beach will regularly convene in joint session for the purpose of considering the following City Council-Redevelopment Agency Agenda Items.

The Huntington Beach Parking Authority, Civic Improvement Corporation, and the Huntington Beach Public Financing Authority are also agencies on which Council serves as members. On each Agenda these Agencies may have items scheduled.

7:00 P.M. - Council Chambers

Reconvene City Council/Redevelopment Agency Meeting

****The City Attorney Shall Determine If Any Actions Taken By The City Council or Redevelopment Agency In Closed Session Shall Require A Reporting On Those Actions As Required By Law (Government Code §54957.1(a) (3) (B)).**

City Attorney's Announcement of Action Taken by City Council In Closed Session on May 6, 2002 Pursuant To Government Code Section 54957.1 To Settle *Logan W. v. City of Huntington Beach and National Junior Basketball League*; OCSC Case No. 01CC05234 - (120.80)

Pursuant to settlement authority granted in closed session on Monday, May 6, 2002, the City has settled the matter of *Logan W., a minor, by and through his Guardian ad Litem, v. City of Huntington Beach; National Junior Basketball League, A California Non- Profit Corporation; Juan Guzman aka Juan Guzman-Adame*; Orange County Superior Court Case No. 01CC05234. The Council voted to extend settlement authority, as follows: 7 Ayes; 0 Noes; 0 Abstentions. The suit was settled for a total amount of \$105,000 with the City's contribution being \$25,000.

City Attorney reported out

Roll Call Green, Dettloff, Boardman, Cook, Houchen, Winchell, Bauer

Present

Pledge of Allegiance

By Norma Brandel Gibbs, former Mayor

Pursuant to the Brown Act (Open Meetings Act) the City Clerk Announces Late Communications Received by Her Office Which Pertain to Items on the Agenda

(1) Copies of late communications submitted by City Council Members or City Departments are available for the public at the City Clerk's desk. (2) Late communications submitted by members of the public will be made available to the public at the City Clerk's Office the morning after the Council meeting.

C-1a, D-2, D-3, G-2a

City Clerk Administers Oath of Office to Mayor Pro Tempore Connie Boardman (620.60)

The City Clerk will administer the Oath of Office to newly elected Mayor Pro Tem Connie Boardman who on motion by Bauer, second Green was elected by Council at the May 6, 2002 Council Meeting to serve as Mayor Pro Tem.

Deputy City Clerk administered

Presentation – By Mayor Debbie Cook, to Robert Beardsley, Director of Public Works Department, presentation of a Proclamation, proclaiming May 19, through May 25, 2002 National Public Works Week. Mayor Debbie Cook and Mr. Robert Beardsley will invite the public to the Public Works Open House scheduled on June 1, 2002, 10:00 a.m. to 2:00 p.m. at the Don Kiser Corporation Yard at 17371 Gothard Street. (160.40)

Presentation – To Mayor Debbie Cook, Ron Hayden, Director, Library Services; and Norma Brandel Gibbs, President of the Library Patrons Foundation; from Ron Shenkman, Senior Vice President of Rainbow Disposal; a check in the amount of \$1,000 to the Library Patrons Foundation for the Oakview Branch Library. (160.40)

Presentation – To Mayor Debbie Cook, Ron Hayden, Director, Library Services; and Dionne Cox, President of the Literacy Volunteers of America; from Ron Shenkman, Senior Vice President of Rainbow Disposal; a check in the amount of \$1,000 for the Literacy Volunteers of America. (160.40)

Presentation – To Mayor Debbie Cook, Ron Hayden, Director, Library Services; and Lyn Scott, President of the Friends of the Children's Library; from Janelle Parsons, Brett Barnes and Ron McLin, representing the Huntington Beach Restaurant Association; a check in the amount of \$20,000 for the Children's Library Programs. (160.40)

Presentation – By Mayor Debbie Cook, Bill Fowler, Acting Community Services Director and Staff Liaison, Children's Needs Task Force, and Shirley Carey, Chairperson, Children's Needs Task Force; to the 2002 Youth Character Award Honorees listed below:

No.	Name of Honoree	No.	Name of Honoree
1.	Jasmine Roque	13.	Chase J. Feddersen
2.	Benjamin Gonzalez	14.	Katie Johnson
3.	Alissa Hansen	15.	Lisa Larson
4.	Alissa Head	16.	Duy Nguyen
5.	Maren Sersanisie	17.	Gabriel Ornelas
6.	Natalie Buchoz	18.	Adam Heath
7.	Adam Huntley	19.	Tracy Coleman
8.	Caylie Krouse	20.	James Romero
9.	Jordan Knight	21.	Flavia Draganus
10.	Robyn Monroe	22.	Jodi Jones
11.	Ruby Pastrana	23.	Hiroki Terashima
12.	Chase Pastrana	24.	Kathleen O'Brien representing Huntington Beach Hospital (a Community Character Builder)

Dr. Gary Rutherford, School District Representative announced the honorees.

Mayor's Award - Presentation by Mayor Debbie Cook to Joan Flynn, Public Works Department, Administrative Analyst, Senior. (160.40)

Joan Flynn's achievements in her work for the City as well as outside community efforts were announced by Public Works Director Robert F. Beardsley.

B. PUBLIC COMMENTS

The City Council welcomes public comments on all items on this agenda or of community interest. We respectfully request that this public forum be utilized in a positive and/or constructive manner. Please focus your comments on the issue or problem that you would like to bring to the attention of the City Council.

This is the time to address Council regarding items of interest or on agenda items OTHER than Public Hearings.

3 minutes per person, time may not be donated to others.
No action can be taken by Council/Agency on this date unless agendized.

Complete the attached pink form and give to the Sergeant-At-Arms located near the speaker's podium

- 1. *Speakers in support of C-1a – Prop 40 and approval of consideration of Mayor Pro Tem Boardman's request for purchase of Bolsa Chica.***
- 2. *Speaker representing HBMEA, spoke in opposition to E-12, and spoke against diesel street sweepers being used. Also opposed long term contract with Nationwide.***
- 3. *Speaker in opposition to absence of Invocation at Council meetings.***
- 4. *Speaker invited everyone to a rededication of Discovery Well Park service. For info contact Art Center, 538 Main Street, at 536-3449 or 536-5258.***
- 5. *Speaker in opposition to Federal Section 301-H waiver to be granted to the Orange County Sanitation District.***
- 6. *Speakers informed everyone of Feedback Foundation's Luncheon Service Program for seniors – announced May 2002 is Older Americans' Month.***
- 7. *Speaker in opposition to AES Huntington Beach as responsible for plume causing ocean pollution.***
- 8. *Speaker spoke in opposition to the public hearing on South East Redevelopment. (He wished to speak during Public Comments.) Spoke in opposition to AES Units 1 and 2. Also spoke against the proposed Poseidon, the desalinization plant.***
- 9. *Speaker inquired why no action was taken on the resolution re: Councilmanic districting from the May 6, 2002 meeting. Mayor responded as to the reason why no action was taken per Roberts' Rules.***
- 10. *Speaker in support of G-2a commending Public Works staff for its work. Spoke re: downtown overnight parking requesting ordinance be enforced.***
- 11. *Speaker in opposition to Proposition 40 funds being used for the Police Gun Range cleanup stating Police Association should pay. Also opposed using funds for Bolsa Chica acquisition.***

C-1. Council Committee/Council Liaison Reports**C-1a. (City Council) Council Committee Report - Recommendations for Prop 40 Funding and a Request for Direction on City Requests for Federal Funding (640.90)**

Communication from the Intergovernmental Relations Committee Chair Shirley Dettloff on behalf of Mayor Debbie Cook and Council Member Ralph Bauer informing Council that the Intergovernmental Relations Committee has met with staff to review potential funding requests under the Prop 40 Clean Water Act. Based on that input the committee is recommending the Council support the following:

Recommended Action: Motion to: Approve the following projects and requests for funding under State Prop 40 funds:

Approved 7-0

PRIORITY PROJECTS FOR FUNDING UNDER PROP 40 – COMMUNITY SERVICES (Memorandum in Agenda Packet)

Community Services is recommending use of Prop. 40 Per Capita Project as follows:

1. **Edison Youth Sports Complex** - \$963,000 – General Per Capita.
2. **Edison Youth Sports Complex** - \$580,290 – Roberti Z'Berg Per Capita.
3. They are recommending that the **Central Park Gun Range** be included as a alternate should that funding be needed. Estimated cost \$700,000 to \$1 Million.
4. They are also planning to apply for a competitive grant under the Urban Park Act of 2001 for \$1,350,000 to acquire the remaining **encyclopedia lots in Central Park**.

PRIORITY PROJECTS FOR FUNDING UNDER PROP 40 – PUBLIC WORKS – (Memorandum in Agenda Packet)

1. **Natural Treatment System – East Garden Grove Wintersburg Channel**
2. **Huntington Marsh Aquatic Restoration and Natural Treatment – (Memorandum in Agenda Packet)** To include shallow and vegetated filtered areas, mud flats and possibly ponds for animals, plants and other organisms. **(Memorandum in Agenda Packet)**
3. **Irby Park Expansion To include Permanent Lake – Meandering Paths - Waterfowl Area – Open Turf Area – (Memorandum in Agenda Packet)**
4. **Bolsa Chica Request for Funding For Acquisition of Remaining Privately Held Land from a Willing Seller – (Memorandum in Agenda Packet)**

C-1b. Intergovernmental Relations Committee Recommendation: (640.90)

Recommending Development Policy Relative to Requests for: Federal Funding from Orange County Council of Governments (OCCOG) and City Communication from the Intergovernmental Relations Committee, (attached to Agenda Item C-1a) submitting the following: **Statement of Issue:**

Recently the Orange County Council of Governments, of which Huntington Beach is a member, hired a lobbying firm to seek federal funding in the area of urban run-off and transportation.

In conversation with the Huntington Beach lobbying firm, it was determined that the request for funding by Orange County Council of Governments (OCCOG) will be in direct competition with that of the City of Huntington Beach in seeking these funds. Preliminarily, it was felt that we might remedy this by combining the requests. However, both requests have already been submitted, thus, a formal joint effort is not possible at this time.

Our lobbyist recommended that the best strategy given the circumstances at this point would be for us (the City) and the OCCOG to write mutual letters of support for each other's funding requests including discussion that points out the specific distinctions between the two proposals and asking that our legislators support both requests.

As an aside, the OCCOG Board, in its lobbying endeavor, had agreed not to be in competition with their member agencies. As was mentioned, Huntington Beach is a member of the OCCOG, thus the OCCOG seems to be in violation of its own policy.

Recommended Action: Motion to:

That the Committee and staff be directed to develop a strategy and policies with regard to these federal funding requests especially if Huntington Beach is not funded and the Orange County Council of Governments (OCCOG) is funded.

Approved 7-0

C-2. City Administrator's Report

None

D. PUBLIC HEARINGS

Anyone wishing to speak on an OPEN public hearing is requested to complete the attached pink form and give it to the Sergeant-at-Arms located near the Speaker's Podium.

- D-1. (City Council) Opened and Continued Open from March 4, 2002 – Public Hearing to Consider Approval of Zoning Map Amendment No. 01-03 of Subareas A through D (General Plan Consistency) – Approve Introduction of Ordinance Nos. 3542, 3544, and 3545 – Request to Table Ordinance No. 3547** (450.20)
Public hearing opened and continued open from March 4, 2002 to consider the following:

Applicant: City of Huntington Beach, Planning Department

Request: To rezone three subareas of properties to make the zoning designations consistent with the current General Plan land use designations as follows:

Subarea A (McCallen Park/Boy's and Girl's Club): Rezone from RM-O (Residential Medium Density with Oil District Overlay) to OS-PR (Open Space-Park and Recreation). **Location:** 2309 Delaware Street (west side, south of Yorktown Avenue).

Subarea B (Church of Jesus Christ of Latter Day Saints): Rezone from RM (Residential Medium Density) to PS (Public-Semipublic). **Location:** 19191 17th Street (west side, north of Clay Avenue).

Subarea C (Water Division Office/Yard): Rezone from IL (Limited Industrial) to PS (Public-Semipublic). **Location:** 19001 Huntington Street (southwest corner of Huntington Street and Garfield Avenue).

Subarea D (Seniors Center): Rezone from OS-PR (Open Space-Park and Recreation) to PS (Public-Semipublic). **Location:** 1706 Orange Avenue (northwest corner of 17th Street and Orange Avenue). Request to Table – See Recommended Action.

Environmental Status: This item is covered under Final Environmental Impact Report No. 94-1.

On File: A copy of the proposed request is on file in the City Clerk's Office, 2000 Main Street, Huntington Beach, California 92648, for inspection by the public. A copy of the staff report will be available to interested parties at City Hall or the Main City Library (7111 Talbert Avenue) on March 1, 2002.

****A PowerPoint presentation titled *Joint Public Hearing Proposed Southeast Coastal Redevelopment Project* is included in the Agenda Packet.**

ALL INTERESTED PERSONS are invited to attend said hearing and express opinions or submit evidence for or against the application as outlined above. If you challenge the City Council's action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City at, or prior to, the public hearing. If there are any further questions please call the City Attorney's Office at 714-536-5555 and refer to the above items. Direct your written communications to the City Clerk.

(Continued on Next Page)

1. Staff report
2. City Council discussion
3. Open public hearing
4. Following public input, close public hearing

Recommended Action:

Planning Commission and Staff Recommendation: Motion to:

1. Approve Zoning Map Amendment No. 01-03 for Subareas A, B, and C with Findings;

and

2. Approve, by roll call vote, introduction of **Ordinance Nos. 3543, 3544, and 3545** after the City Clerk reads by titles:

Ordinance No. 3543 – “An Ordinance of the City of Huntington Beach Amending the Huntington Beach Zoning Code and Subdivision Ordinance by Changing the Zoning Designation from RM-O (Medium Density Residential-Oil Overlay) to OS-PR (Open Space-Parks and Recreation) on Real Property Located on the **Northwest Corner of the Intersection of Huntington Street and Wichita Avenue** (Zoning Map Amendment No. 01-03, Sub-Area A);”

Adopted 7-0

and

Ordinance No. 3544 – “An Ordinance of the City of Huntington Beach Amending the Huntington Beach Zoning Code and Subdivision Ordinance by Changing the Zoning Designation from RM (Medium Density Residential) to PS (Public-Semipublic) on Real Property Located on the **Northeast Corner of the Intersection of Clay Avenue and Delaware Street** (Zoning Map Amendment No. 01-03, Sub-Area B);”

Adopted 7-0

and

Ordinance No. 3545 – “An Ordinance of the City of Huntington Beach Amending the Huntington Beach Zoning Code and Subdivision Ordinance by Changing the Zoning Designation from IL (Limited Industrial) to PS (Public-Semipublic) on Real Property Located on the **Southwest Corner of the Intersection of Garfield Avenue and Huntington Street** (Zoning Map Amendment No. 01-03, Sub-Area C);”

Adopted 7-0

Recommended Action:

Motion: That Council Table Ordinance No. 3547

3. **Request to Table Ordinance No. 3547 Re: Subarea D:**

“An Ordinance of the City of Huntington Beach Amending the Huntington Beach Zoning Code and Subdivision Ordinance by Changing the Zoning Designation from OS-PR (Open Space-Park and Recreation) to PS (Public-Semipublic) on Real Property Bounded by 17th and 18th Streets and Pecan and Orange Avenues (Zoning Map Amendment No. 01-03, Sub-Area D).”

Approved to table 7-0

Senior Planner Scott Hess presented PowerPoint slide report

D-2. (City Council/Redevelopment Agency) Joint Public Hearing on the Proposed Redevelopment Plan for the Southeast Coastal Redevelopment Project – Area Bounded by Hamilton Avenue/Newland Street/Magnolia Street/Pacific Coast Highway (Excluding Cabrillo Mobile Home Park) (410.05)

Joint public hearing between the City Council and Redevelopment Agency to consider and act upon the proposed Redevelopment Plan ("Redevelopment Plan") and Environmental Impact Report ("EIR") for the Southeast Coastal Redevelopment Project ("Project") and to consider all evidence and testimony for or against the approval and adoption of the proposed Redevelopment Plan.

At this time not later than the hour set forth above for the hearing of comments on or objections to the proposed Redevelopment Plan, any person may file in writing with the City Clerk of the City of Huntington Beach, a statement of objections to the proposed Redevelopment Plan. At the day, hour, and place of the hearing, persons having comments or objections to the proposed Project Area and/or question the regularity of any of the prior proceedings, may appear before the City Council and Agency, showing cause to why the proposed Redevelopment Plan should not be adopted.

A map of the proposed Project Area (Exhibit A) is available, as is a legal description of the Project Area upon request, free of charge, at the City of Huntington Beach Economic Development Department, 2000 Main Street, Fifth Floor, Huntington Beach, California.

Interested persons may inspect and, upon payment of the costs of reproduction, obtain copies of the Project's proposed Redevelopment Plan, the Agency's Report to the City Council, Owner Participation Rules, EIR, and other pertinent documents. Other than the EIR, these documents are also available to download for free at the Project's web site (www.hbbiz.com/searea.html).

*** Power Point titled Joint Public Hearing Proposed Southeast Coastal Redevelopment Project is included in the agenda packet.*

Recommended Action: Motion to:

1. Conduct a City Council and Redevelopment Agency joint public hearing for the purposes of receiving evidence and public testimony regarding adoption of the proposed Southeast Coastal Redevelopment Project;

and

2. Close the Public Hearing;

and

3. Continue consideration of the Redevelopment Plan (Plan) and the Environmental Impact Report (EIR) to their meeting on June 3, 2002, at which time both bodies will take additional actions (including certification of the Final EIR and adoption of any written responses to written objections to the Redevelopment Plan), prior to acting on an ordinance adopting the Redevelopment Plan.

Housing/Redevelopment Manager Gus Duran; Jim Simon, RSG; Kevin Thomas, RBF EIR consultant; and Murray Kane, Redevelopment Special Counsel reported from Power Point presentation included in the agenda packet.

Approved 7-0

D-3. (City Council) Public Hearing to Consider Approval of General Plan Amendment No. 02-01 (Growth Management Element Update) – Adopt Resolution No. 2002-44 (440.50)

Public hearing to consider the following:

General Plan Amendment No. 02-01 – Growth Management Update

Applicant: City of Huntington Beach

Request: Update of the General Plan Growth Management Element which includes policies and programs that will promote growth and development based upon the City's ability to provide an adequate circulation system and public services and facilities. The programs and policies pertain to among others police, fire, parks, utilities, as well as traffic circulation improvements.

Location: Citywide

Environmental Status: General Plan Amendment No. 02-01 – Growth Management Element Update is covered under Environmental Impact Report No. 94-1.

On File: A copy of the proposed request is on file in the City Clerk's Office, 2000 Main Street for inspection by the public. A copy of the staff report will be available to interested parties at City Hall or the Main Library (7111 Talbert Avenue) on May 17, 2002.

ALL INTERESTED PERSONS are invited to attend said hearing and express opinions or submit evidence for or against the application as outlined above. If you challenge the City Council's action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City at, or prior to, the public hearing. If there are any further questions please call the Planning Department at 536-5271 and refer to the above items. Direct your written communications to the City Clerk.

1. Staff report
2. City Council discussion
3. Open public hearing
4. Following public input, close public hearing

Recommended Action:

Planning Commission and Staff Recommendation: Motion to:

Approve General Plan Amendment No. 02-01 by adopting **Resolution No. 2002-44** (Attachment No. 1) – *"A Resolution of the City Council of the City of Huntington Beach Adopting an Update of the Growth Management Element."*

Adopted 7-0

Administrative Hearing

D-4 is an administrative public hearing. This administrative hearing is required by the *Uniform Housing Code* Section 1602 as adopted by Huntington Beach Municipal Code. Only property owners are entitled to speak at this administrative hearing. All other interested parties may speak during the regular *Public Comments* section of the agenda at the beginning of the meeting. Written communications to the City Council may also be mailed to the City Clerk.

D-4. (City Council) Administrative Hearing to Consider the Adoption of Resolution No. 2002-45 Certifying Special Assessments for Recovery of Costs of Abatement of Nuisance – (Salt Air Circle) (570.60)

Communication from the City Attorney, and the Planning Director.

Public hearing to consider adoption of Resolution No. 2002-45 certifying special assessments for recovery of costs and abatement of nuisance. The public hearing is held pursuant to Huntington Beach Municipal Code Section 17.08.010 adopting Uniform Housing Code Section 1602.

A copy of the proposed Resolution is on file in the City Clerk's Office, 2000 Main Street, Huntington Beach 92648, for inspection by the public.

An administrative hearing is required by the Huntington Beach Municipal Code Section 17.08.010 adopting Uniform Housing Code Section 1602. Only property owners are entitled to speak at an administrative hearing. All other interested parties may speak at regular public comment at beginning of the meeting. Written communications to the City Council may also be mailed to the City Clerk.

Recommended Action: Motion to:

Adopt **Resolution No. 2002-45** entitled "*A Resolution of the City Council of the City of Huntington Beach Certifying Special Assessments for Recovery of Costs of Abatement of Nuisance.*"

Adopted 7-0

E. CONSENT CALENDAR

All matters listed on the Consent Calendar are considered by the City Council and Redevelopment Agency to be routine and will be enacted by one motion in the form listed.

Recommended Action: Approve all items on the Consent Calendar by affirmative roll call vote.

- E-1. **(City Council/Redevelopment Agency) Minutes** – Approve and adopt the minutes of the City Council/Redevelopment Agency Meetings of May 6, 2002 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.

Approved and Adopted 7-0

- E-2. **(City Council) Approve Project Plans and Specifications and Authorize Advertisement for Bids for the Urban Runoff Diversion Project – CC-1181** (600.60) – Approve the project plans and specifications and authorize the Director of Public Works to request bids for the Urban Runoff Diversion Project CC-1181. Submitted by the Public Works Director. Funding Source: Proposition 13 Funds in accordance with the Costa-Machado Water Act of 2000. Engineer's cost estimate of \$70,000 budgeted in the Low Flow Diversion, Drainage Improvement Account.

Approved 7-0

- E-3. **(City Council) Continued from May 6, 2002 – Adopt Resolution No. 2002-33 for Local Coastal Program Amendment No. 02-01 and Requesting Its Certification by the California Coastal Commission (Zoning Text Amendment 97-01 – Residential District Standards – Ordinance 3410 Adopted on 2/1/99)** (440.50) – Adopt **Resolution No. 2002-33** – “A Resolution of the City Council of the City of Huntington Beach Adopting Local Coastal Program Amendment No. 02-01 and Requesting its Certification by the California Coastal Commission.” Submitted by the Planning Director. Funding Source: Not Applicable.

Approved 7-0

- E-4. **(City Council) Adopt Resolution No. 2002-46 – Flood Control Improvements for Huntington Beach Channel Facility D01 and Adopt Resolution No. 2002-47 Flood Control Improvements for Talbert Channel Facility D02 – Orange County Public Facilities and Resources Department – Orange County Flood Control District** (550.20) – Adopt the following resolutions: **1) Adopt Resolution No. 2002-46** – “A Resolution of the City Council of the City of Huntington Beach Approving Plans and Specifications for the Construction of Improvements to the Huntington Beach Channel (Facility No. D01) from Magnolia Street to 1,825 Feet Upstream of Newland by the Orange County Public Facilities and Resources Department and funded by the Orange County Flood Control District;” and **2) Adopt Resolution No. 2002-47** – “A Resolution of the City Council of the City of Huntington Beach Approving Plans and Specifications for the Construction of Improvements to the Talbert Channel (Facility No. D-02) from Adams Avenue to Yorktown Avenue by the Orange County Public Facilities and Resources Department and funded by the Orange County Flood Control District.” Submitted by the Public Works Director. Funding Source: Funding is not required for this action.

Adopted Res. No. 2002-46 and 2002-47, 7-0

- E-5. (City Council) Approve Revised Fourth Amended Joint Exercise of Powers Agreement of the Orange County-City Hazardous Materials Emergency Response Authority** (600.40) – Approve and authorize the Mayor and City Clerk to execute the *Fourth Amended Joint Exercise of Powers Agreement of the Orange County-City Hazardous Materials Emergency Response Authority*. Submitted by the Fire Chief/Information Systems Director. Funding Source: No additional funding required. (City of Anaheim – City of Santa Ana and Orange County Fire Authority)
Approved 7-0
- E-6. (City Council) Approve the State of California Grant for California Law Enforcement Equipment Program (CLEEP) – High Technology Crime Unit, Police Department** (340.80) – **1.** Accept the grant between the State of California and the City of Huntington Beach; and **2.** Appropriate \$89,696, plus any accrued interest to be expended on equipment associated with the High Technology Crime Unit. Submitted by the Police Department. Funding Source: This fully funded grant of \$89,696. No matching or in-kind City funds are required for this grant.
Approved 7-0
- E-7. (City Council) Approve Intergovernmental Service Agreement with the City of Newport Beach for Contract Jail Services – Use of Huntington Beach Police Department Facilities for City of Newport Beach Detainees** (600.10) – Approve and authorize the Mayor and City Clerk to execute the *Intergovernmental Service Agreement between the City of Huntington Beach and the City of Newport Beach for the Detention at the Huntington Beach Police Department of Detainees Held in Custody by the Newport Beach Police Department*. Submitted by the Chief of Police. Funding Source: There are no costs associated with this contract.
Approved 5-2 (Cook, Houchen - No)
- E-8. (City Council) Direct City Treasurer to Establish Escrow Account for Police Department Computer Aided Dispatch/Records Management System Grant Funds (CAD/RMS) – Authorize Encumbrance of Supplemental Law Enforcement Services Funds (SLESF) – Authorize Police Chief to Select Vendor and Execute a Contract** (340.60) – **1.** Direct the City Treasurer to establish an escrow account for the purchase of a CAD/RMS and charge all CAD/RMS expenses against the escrow account; and **2.** Authorize the encumbrance of the five SLESF grants, plus all accumulated interest for a CAD/RMS and approve their transfer from their respective accounts into the escrow account; and **3.** Approve and authorize the Police Chief to select the CAD/RMS vendor that will meet the needs of the Police Department and execute a contract; and **4.** Direct the City Treasurer to execute progress payments directly through the escrow account to the CAD/RMS vendor. Submitted by the Police Chief, Administrative Services Director, and City Treasurer. Funding Source: Expenses are budgeted in five SLESF grants provided by the State of California. The grant funds are from the Fiscal Years: **97-98** \$260,397; **98-99** \$513,284; **99-00** \$490,943; **00-01** \$458,331; **01-02** \$393,487; Total funds \$2,116,442 plus interest.
Approved 7-0

- E-9. **(City Council) Approve Student Appointment of Hillary LeBail to the Children's Needs Task Force** (110.20) – Approve the appointment of **Hillary LeBail** to serve as the student member on the Children's Needs Task Force for a one-year term to expire April 30, 2003 as recommended by Council Liaisons Shirley Dettloff and Grace Winchell. Submitted by the Community Services Director. Funding Source: Not Applicable.

Approved 7-0

- E-10. **(City Council) Receive and File City Clerk's Quarterly Report Listing Professional Services Agreement Filed in the City Clerk's Office Between February 1, 2002 through April 30, 2002** (600.05) – Receive and file the *Quarterly List of Professional Services Agreements* entered into by City Departments as submitted to the Office of the City Clerk for the period February 1, 2002 through April 30, 2002. Submitted by the City Clerk. Funding Source: Not Applicable. (Report presented pursuant to City Council directed policy of November 19, 2001.

Approved 7-0

- E-11. **(City Council) Approve an Agreement between the City of Huntington Beach and the Adopt-A-Stormdrain Organization for Storm Water Pollution Prevention Projects (Urban Runoff)** (600.10) – Approve and authorize the Mayor and City Clerk to execute an *Agreement to Provide Corporations to Sponsor the Mitigation of Urban Runoff between the City of Huntington Beach and Adopt-A-Storm Drain.* Submitted by the Public Works Director. Funding Source: No funds are required at this time.

Approved 7-0

- E-12 **(City Council) Extend the Term for Contractual Street Sweeping with Nationwide Environmental Services – Direct City Administrator to Negotiate an Amendment to Contract** (600.90) - Direct the City Administrator to negotiate a contract amendment to extend the term for street sweeping with Nationwide Environmental Services an ~~additional five years.~~ Submitted by the Director of Public Works. No funding necessary this fiscal year. Sufficient funds for next contract year are budgeted in the proposed FY 2002/03 Public Works Street Sweeping Account.

Direct staff to return to Managed Competition Committee 6-1-0 (Bauer – No)

F. Administrative Items - None**G. Ordinances****G-1. Ordinance for Adoption – None****G-2. Ordinances for Introduction**

- G-2a. (City Council) Approve Introduction of Ordinance No. 3560 to Clarify Definitions – Address Refuse Issues – Successful Prosecution of Offenders – Aligns Ordinance with Existing Franchise Agreement with City’s Refuse Hauler** (640.10) Approve introduction of **Ordinance No. 3560** - *“An Ordinance of the City of Huntington Beach Repealing Chapters 5.40, 5.41, and 8.20 of the Huntington Beach Municipal Code and Adding Chapter 8.21 Thereto Pertaining to Refuse Management.”* Submitted by the Public Works Director.

Recommended Action: Approve Introduction of **Ordinance No. 3560** after the City Clerk reads by title. Ordinance No. 3560 repeals Chapters 5.40 (Collection from Trash Drop Off Boxes and Trash Bins), 5.41 (Collection of Recyclable Materials) and 8.20 (Refuse) of the Huntington Beach Municipal Code and adds Chapter 8.21 (Refuse Management), thereto pertaining to refuse management.

Adopted 7-0

H. City Council/Redevelopment Agency Items**H-1a. Submitted By Council Member Ralph Bauer
(City Council) Request Council Support for Per-Capita Revenue Sharing by All
Orange County Cities of the Proceeds from El Toro's "Great Park" Project
(Second Supervisorial District) (920.30)**

Communication from Council member Bauer transmitting the following: **Statement of Issue:** It was recently noted in the newspapers that one of the county supervisors' votes was obtained apparently because that supervisorial district would receive money for parks should the El Toro "Great Park" concept move forward. I do not believe this is fair. All people of Orange County should benefit equally if there is money generated from the "Great Park" project program. The "Great Park" is a regional activity; all should benefit.

Recommended Action: Motion to:

That the Huntington Beach City Council send a letter to the Chairman of the County Board of Supervisors requesting that money generated by the El Toro "Great Park" project be shared equally on a per capita basis with all cities of Orange County.

Approved 7-0**Council Comments - (Not Agendized)**

At this time Council Members may report on items not specifically described on the agenda which are of interest to the community. No action or discussion may be taken except to provide staff direction to report back or to place the item on a future agenda.

Council/Agency Adjournment to *Thursday, May 30, 2002, at 6:30 p.m., in Room E, Rodgers Senior Center, 1706 Orange Avenue, Huntington Beach, California.*

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